#### Case 3 73-cv-00127-MMD-CSD Document 1271 Filed 12/13/07 Page 1 of 5 1 GORDON H. DePAOLI Nevada State Bar No. 00195 2 DALE E. FERGUSON 3 Nevada State Bar No.4986 WOODBURN AND WEDGE 4 6100 Neil Road, Suite 500 Reno, Nevada 89511 5 Telephone: 775 / 688-3000 6 Attorneys for WALKER RIVER IRRIGATION 7 DISTRICT 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE DISTRICT OF NEVADA 10 UNITED STATES OF AMERICA, IN EQUITY NO. C-125 SUBFILE NO. C-125-B 11 Plaintiff, 12 **UNOPPOSED MOTION FOR** WALKER RIVER PAIUTE TRIBE, 13 EXTENSION OF TIME FOR ALL Plaintiff-Intervenor, DEFENDANTS TO FILE LEGAL 14 THEORIES AND DEFENSES 15 16 WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., 17 Defendants. 18 19 UNITED STATES OF AMERICA, 20 WALKER RIVER PAIUTE TRIBE, 21 Counterclaimants, 22 v. 23 WALKER RIVER IRRIGATION DISTRICT, 24 et al., 25 Counterdefendants. 26 27 By Order dated August 20, 2007, the Court ordered defendants to submit their legal theories 28 and defenses on or before December 17, 2007. The Walker River Irrigation District (the "District")

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respectfully requests that the Court extend the date for the filing of legal theories and defenses by all defendants to and including December 28, 2007. The undersigned counsel for the District has contacted the following counsel for plaintiffs and defendants in this regard: Susan Schneider, Wes Williams, Jr., Simeon Herskovits, Stacey Simon, Michael Neville, Therese Ure, Marta Adams, John Howard, William Schaeffer and Karen Peterson.

The aforementioned legal counsel have no objection to the request for an extension of time for all defendants to file legal theories and defenses to and including December 28, 2007. Counsel for the United States, Ms. Schneider, indicated that a need may arise for extensions of similar duration with respect to the other dates set forth in this Court's Order dated August 20, 2007.

NOW, THEREFORE, based upon the foregoing, the District moves this Court for an order extending the time for all defendants to file and serve their legal theories and defenses to and including December 28, 2007.

DATED this 13th day of December, 2007.

WOODBURN AND WEDGE

GORDON H. DERAOLI
DALE E. FERGUSON
6100 Neil Road, Suite 500
Reno, Nevada 89511
Attorneys for WALKER RIVER IRRIGATION
DISTRICT

IT IS SO ORDERED:

UNITED STATES MAGISTRATE JUDGE DATED: December \_\_\_\_\_, 2007.

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1 CERTIFICATE OF SERVICE 2 I certify that I am an employee of Woodburn and Wedge and that on the 13th day of 3 December, 2007, I electronically filed the foregoing Unopposed Motion for Extension of Time for 4 All Defendants to File Legal Theories and Defenses with the Clerk of the Court using the CM/ECF 5 system, which will send notification of such filing to the following via their email addresses: 6 7 Linda Ackley lackley@water.ca.gov 8 Marta Adams 9 maadams@ag.state.nv.us, payoung@ag.state.nv.us 10 Greg Addington 11 greg.addington@usdoj.gov, judy.farmer@usdoj.gov, joanie.silvershield@usdoj.gov 12 George Benesch 13 gbenesch@sbcglobal.net 14 Karen Peterson kpeterson@allisonmackenzie.com, jjonas@allisonmackenzie.com 15 Simeon Herskovits 16 herskovitx@westernlaw.org 17 John W. Howard 18 johnh@jwhowardattorneys.com, elisam@jwhowardattorneys.com 19 Michael D. Hoy 20 Michael D Hoy mhoy@nevadalaw.com 21 Erin K.L. Mahaney emahaney@waterboards.ca.gov 22 23 David L. Negri david.negri@usdoj.gov 24 Michael W. Neville 25 michael.neville@doj.ca.gov, wallace.greene@doj.ca.gov

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### Case 3 73-cv-00127-MMD-CSD Document 1271 Filed 12/13/07 Page 4 of 5 1 Laura Schroeder counsel@water-law.com

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4 Wes Williams 5 wwilliams@stanfordalumni.org

and I further certify that I served a copy of the foregoing to the following non-CM/ECF

participants by U.S. Mail, postage prepaid, this 13th day of December, 2007:

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